

Exhibit 2

The Honorable Richard A. Jones

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

STATE OF WASHINGTON; STATE OF CALIFORNIA; STATE OF COLORADO; STATE OF CONNECTICUT; STATE OF DELAWARE; DISTRICT OF COLUMBIA; STATE OF HAWAII; STATE OF ILLINOIS; STATE OF MAINE; STATE OF MARYLAND; COMMONWEALTH OF MASSACHUSETTS; STATE OF MICHIGAN; STATE OF MINNESOTA; STATE OF NEW JERSEY; STATE OF NEW MEXICO; STATE OF NEW YORK; STATE OF NORTH CAROLINA; STATE OF OREGON; COMMONWEALTH OF PENNSYLVANIA; STATE OF RHODE ISLAND; STATE OF VERMONT; COMMONWEALTH OF VIRGINIA; and STATE OF WISCONSIN,

Plaintiffs,

vs.

UNITED STATES DEPARTMENT OF STATE; MICHAEL R. POMPEO, in his official capacity as Secretary of State; DIRECTORATE OF DEFENSE TRADE CONTROLS; MIKE MILLER, in his official capacity as Acting Deputy Assistant Secretary of Defense Trade Controls; SARAH HEIDEMA, in her official capacity as Director of Policy, Office of Defense Trade Controls Policy; UNITED STATES DEPARTMENT OF COMMERCE; WILBUR L. ROSS, in his official capacity as Secretary of Commerce;

No. 2:20-cv-00111-RAJ

**DECLARATION OF KELLY SAMPSON IN
SUPPORT OF MOTION OF BRADY FOR
LEAVE TO PARTICIPATE AS AMICUS
CURIAE IN SUPPORT OF PLAINTIFFS**

1 BUREAU OF INDUSTRY AND SECURITY;
2 CORDELL HULL, in his official capacity as
3 Acting Undersecretary for Industry and
4 Security; RICH ASHOOH, in his official
5 capacity as Assistant Secretary of Commerce
6 for Export Administration,

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Defendants.

1 I, Kelly Sampson, declare as follows:

2 1. I am over the age of 18 and have personal knowledge of all the facts stated herein.

3 2. I am the Counsel on Constitutional Litigation at Brady.

4 3. Brady filed comments on the Department of State's Proposed Rule to Amend the
5 International Traffic in Arms Regulations; U.S. Munitions List Categories I, II, and III, and the
6 Department of Commerce's Proposed Rule Regarding Control of Firearms, Guns, Ammunition
7 and Related Articles the President Determines No Longer Warrant Control Under the United
8 States Munitions List. *See* Exhibit 3 to Brady's Motion for Leave to Participate at Amicus
9 Curiae in Support of Plaintiffs.

10 4. Brady's comments on the Department of State's and the Department of
11 Commerce's Proposed Rules discussed the risk that the Proposed Rules would deregulate the
12 technical information needed to manufacture 3D printed guns. *See id.* at 8.

13 5. If the Department of State and the Department of Commerce's Proposed Rules
14 had included the Department of Commerce Rule to be codified at 15 C.F.R. § 734.7(c), Brady's
15 comments on the Proposed Rules would have discussed that proposed regulation.

16 I declare under penalty of perjury under the laws of the State of Washington and the
17 United States of America that the foregoing is true and correct.

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19 DATED this 13th day of February, 2020, in Washington, District of Columbia.

20 /s/ Kelly Sampson

21 Kelly Sampson
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